

ESTTA Tracking number: **ESTTA739534**

Filing date: **04/12/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92062034
Party	Defendant Future Publishing Ltd.
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Submission	Opposition/Response to Motion
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Date	04/12/2016
Attachments	Registrant's Opposition to Petitioner's Motion Filed March 17, 2016 at Docket No. 5.pdf(10906 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

EDGE GAMES, INC.)	
)	Cancellation No. 92062034
Petitioner,)	
)	
v.)	
)	
FUTURE PUBLISHING LTD.)	
)	
Registrant.)	

Box TTAB
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

OPPOSITION TO PETITIONER'S MOTION AT DOCKET NO. 5

Registrant Future Publishing Ltd., opposes Petitioner Edge Games, Inc.'s motion filed March 17, 2016 at Docket No. 5 in this matter on the following grounds:

1. the motion was never delivered to Registrant's counsel as claimed in Petitioner's proof of service. Reed Smith has investigated the matter, and confirms that it has no record of ever receiving the motion by mail, electronic delivery or otherwise. Reed Smith's first notice of the motion came on this date (April 12, 2016) based upon its review of the docket on TTABVUE, in response to receiving an order from the Board in related opposition proceeding number 91214673. This was confirmed in a telephone call by Robert N. Phillips to the assigned Interlocutory Attorney Jennifer Krisp on this date.

2. the discovery requests attached to the motion as Exhibits C and D were never delivered to Registrant's counsel as claimed in Petitioner's proof of service. Reed Smith has investigated the matter, and confirms that it has no record of ever receiving the discovery requests by mail, electronic delivery or otherwise. Reed Smith's first notice of the discovery requests came on this date (April 12, 2016) based upon its review of the docket on TTABVUE,

in response to receiving an order from the Board in related opposition proceeding number 91214673. This was confirmed in a telephone call by Robert N. Phillips to the assigned Interlocutory Attorney Jennifer Krisp on this date.

3. Registrant has never assigned, and does not consent to the assignment, of Registration No. 3713604 to Petitioner. Registrant opposes any such assignment. The Board does not have authority to assign a trademark registration over the objection, and without the consent, of the Registrant.

4. the Petitioner's motion is moot in light of Registrant's Voluntary Surrender of Registration for Cancellation filed April 7, 2016 at Docket No. 7.

Wherefore, the motion should be denied and proceedings terminated in accordance with Registrant's Voluntary Surrender of Registration for Cancellation.

Dated: April 12, 2016

/s/ Robert N. Phillips
Robert N. Phillips
Reed Smith LLP
101 Second Street, 18th Floor
San Francisco, CA 94105

Attorneys for Registrant
Future Publishing Limited

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing OPPOSITION TO PETITIONER'S MOTION AT DOCKET NO. 5 was served on Opposer via First Class U.S. Mail, postage prepaid on April 12, 2016.

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/s/ Deborah Kalahale

Deborah Kalahale